

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Tal Zamir	Team: Team # 5	CCRB Case #: 200606128	<input checked="" type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Monday, 05/01/2006 9:30 AM	Location of Incident: in front of 85-54 Avon Street in Queens	Precinct: 107	18 Mo. SOL 11/1/2007	EO SOL 11/1/2007	
Date/Time CV Reported Thu, 05/11/2006 4:11 PM	CV Reported At: CCRB	How CV Reported: Phone	Date/Time Received at CCRB Thu, 05/11/2006 4:11 PM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POM James Moore	01841	932939	107 PCT
2. Officers			

Officer(s)	Allegation	Investigator Recommendation
A.POM James Moore	Force: Officer James Moore used physical force against § 87(2)(b)	
B. Officers	Force: Officers used physical force against § 87(2)(b)	
C. Officers	Abuse: Officers forcibly removed § 87(2)(b) to the hospital.	

Synopsis

§ 87(2)(b) of Queens, called the CCRB on May 11, 2006. She stated that on May 1, 2006, she and her father, the name of whom she declined to provide, had a dispute. She left the house, and when she came home to retrieve her belongings, she found that her cell phone and her purse were missing. § 87(2)(b) believed that her father took her phone and purse (although it was actually her sister), and so she went to the precinct to file a report against him. When she went to the precinct, she was told not to come to the precinct, but instead to call 911. She called 911 from the precinct. When she arrived home, she encountered a black male police officer and a white male officer at her home. The officers told her that her belongings were inside, and suggested that they all talk about the situation; § 87(2)(b) did not want to talk about the situation. § 87(2)(b) became more and more upset because her father, who is a surgeon for the NYPD, handed the officers his card; § 87(2)(b) was upset that the officers and her father were talking about the job, and not addressing the fact that her purse and phone were missing. An altercation ensued between § 87(2)(b) and the black male officer. § 87(2)(b) admitted to kicking the officer, saying that she was “trying to fight him off.” The officer attempted to cuff § 87(2)(b) on the ground in front of her house, and as she was on the ground, dragged her from one side of the street to another where the patrol car stood, causing her to scrape her knees and shins. § 87(2)(b) admitted to fighting with the black male officer. § 87(2)(b) stated that she had no interaction with the white male officer. § 87(2)(b) was then put in the back of the patrol vehicle until an ambulance arrived; the ambulance took her to § 87(2)(b) Center; § 87(2)(b) was not arrested.

§ 87(2)(b) filed her complaint via phone with the CCRB on May 11, 2006. During her initial phone conversation with the undersigned on May 19, 2006, § 87(2)(b) had a difficult time recalling the incident. On May 26, 2006, § 87(2)(b) contacted the undersigned and withdrew her complaint. § 87(2)(b) explained that she had spoken with her sister § 87(2)(b), who had witnessed the entire incident. § 87(2)(b) informed § 87(2)(b) that she did in fact interact with the white male officer: she was repeatedly yelling at him because he called her “Ma’am.” § 87(2)(b) does not trust her recollection of the incident since she could not recall ever interacting with this officer. For this reason, § 87(2)(b) wished to withdraw her complaint. § 87(2)(b) confirmed that she was not being coerced into her decision by a family member, member of the NYPD or the CCRB, and added that she wished to apologize to the officers for her behavior. A withdrawal letter was sent to § 87(2)(b) on May 26, 2006, which has not yet been returned. § 87(2)(g)

§ 87(2)(g)

§ 87(2)(g)

§ 87(2)(g)

Investigator:

Date:

Supervisor:

Date:

Reviewed by:

Date:

Reviewed by:

Date: